IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 12272 of 1994

Between:

The Partap Steels Workers Union (A-306) rep. by its General Secretary, Umakant Yadav, S/o Ramavtar Yadav, R/o H.No. 1/58-A, Jawahar Colony, Chandranagar, Hyderabad.

..... PETITIONER

AND

1 Principal Secretary to Government, Women's Development Child Welfare & Labour (LAB-I) Secretariat, Hyderabad.
2 The Partap Steels Ltd,. Rep. by its General Manager, Sushilkumar Maheswari, IDA, Patancheru, Medak Dist.
3 The Assistant Commissioner of Labour, Patancheru at Ramachandrapuram, Medak District.
* The writ petition against R3 is Dismissed for Default vide Court order dt. 22/9/99

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ of Mandamus or any other order or direction in the nature of a writ declaring the G.O.Rt.No.758, dt. 15/4/94 passed by the 1st respondent herein as illegal and arbitrary in the interest of justice and pass such other order or orders.

Counsel for the Petitioner:MR.B.NALIN KUMAR

Counsel for the Respondent No. 1 : GP FOR SOCIAL WELFARE

Counsel for the Respondent No.2: MR. M. PANDURANGA RAO.

The Court made the following :

THE HON'BLE MS JUSTICE G. ROHINI

WRIT PETITION NO. 12272 OF 1994

ORAL ORDER:

This writ petition is filed seeking a Writ of Mandamus declaring G.O.Rt.No.758, dated 15-04-1994 issued by the 1st respondent – Principal Secretary to Government, Women Development, Child Welfare & Labour (LAB.I) Department, Secretariat, Hyderabad, whereunder the Government in exercise of the powers conferred under Section 10(3) of the Industrial Disputes Act, 1947 (14 of 1947) prohibited further continuance of strike by the workmen of Petitioner Union with immediate effect as illegal and arbitrary.

While issuing Rule Nisi, this Court by order dated 31.8.1994 in W.P.M.P.No.14910 of 1994 granted interim suspension of the impugned G.O.Rt.No.758, dated 15-04-1994.

Though the writ petition has been pending for the past 10 years, no counter-affidavit has been filed by the respondents and the interim suspension has been in operation throughout.

The learned counsel for the petitioner Union states that in view of the interim order granting substantial relief sought in the writ petition, no adjudication is necessary at this point of time on merits of the case.

Accordingly, without expressing any opinion on merits of the case, the Writ Petition is disposed of granting leave and liberty to the petitioner to seek redressal by taking fresh proceedings in case necessity thereof arises. No costs.

01st July, 2004.

ASSISTANT REGISTRAR

To

1 Principal Secretary to Government, Women's Development Child Welfare &

Labour (LAB-I) Secretariat, Hyderabad.
2 The Partap Steels Ltd,. Rep. by its General Manager, Sushilkumar Maheswari,

IDA, Patancheru, Medak Dist.
3. The Assistant Commissioner of Labour, Patancheru, Ramachandrapuram,

Medak District.

4. 2 C.Cs to G.P. for Social Welfare, High Court Buildings, Hyderabad (OUT)

5. 2 C.D. copies.

Nn / gbs